

THOMAS E. FRANKOVICH (S.B.N. 074414)
THOMAS E. FRANKOVICH,
A PROFESSIONAL LAW CORPORATION
702 Mangrove Avenue, #304
Chico, CA 95926
Telephone: (415) 444-5800
Facsimile: (415) 674-9900
Email: tfrankovich@disabilitieslaw.com

Attorney for Plaintiff
IRMA RAMIREZ

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

IRMA RAMIREZ,

Plaintiff,

v.

2790 SANTA ROSA AVE. (aka)
AVENUE SHOPPES; CARMANN L.
BREKKE; and DONNA M. BREKKE, *et*
al.,

Defendants.

CASE NO. 3:15-cv-01195-WHA

**STIPULATION OF DISMISSAL AND
~~[PROPOSED]~~ ORDER THEREON**

The Parties, by and through their respective counsel, stipulate to dismissal of this action in its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(2).

IT IS HEREBY STIPULATED by and between parties to this action through their designated counsel that the above-captioned action become and hereby is dismissed with prejudice and each side is to bear its own costs and attorneys' fees.

1 The parties further consent to and request that the Court retain jurisdiction over
2 enforcement of the Agreement. *See Kokonen v. Guardian Life Ins. Co.*, 511 U.S. 375 (1994)
3 (empowering the district courts to retain jurisdiction over enforcement of settlement
4 agreements).

5 This stipulation may be executed in counterparts, all of which together shall
6 constitute one original document.

7 Respectfully Submitted,

8 Dated: October 14, 2016

THOMAS E. FRANKOVICH, APLC
A PROFESSIONAL LAW CORPORATION

10 By: /s/ Thomas E. Frankovich
11 Thomas E. Frankovich
12 Attorney for Plaintiff

13 Dated: October 14, 2016

CLEMENT, FITZPATRICK & KENWORTHY

14 By: /s/ Peter C. De Golia
15 Peter C. De Golia
16 Attorney for Defendants

17 **ORDER**

18 IT IS HEREBY ORDERED that this matter is dismissed with prejudice pursuant to
19 Fed.R.Civ.P.41(a)(2) and each side is to bear its own costs and attorneys' fees. IT IS
20 FURTHER ORDERED that the Court shall retain jurisdiction for the purpose of enforcing
21 the parties' Settlement Agreement and General Release should such enforcement be
22 necessary. for 90 days.
23

24 Dated: October 17, 2016

25 
26 Hon. William Alsup
27 UNITED STATES MAGISTRATE JUDGE
28